

HOUSE BILL 311

By McDaniel

AN ACT to amend Tennessee Code Annotated, Title 68, Chapter 11, Part 16, relative to the participation of local government officials with respect to certificate of need applications.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 68-11-1607(c)(3), is amended by deleting the following language:

Within ten (10) days of the filing of an application for a nonresidential substitution-based treatment center for opiate addiction with the agency, the applicant shall send a notice to the county mayor of the county in which the facility is proposed to be located, the member of the house of representatives and the senator of the general assembly representing the district in which the facility is proposed to be located, and to the mayor of the municipality, if the facility is proposed to be located within the corporate boundaries of a municipality, by certified mail, return receipt requested, informing such officials that an application for a nonresidential methadone treatment facility has been filed with the agency by the applicant.

SECTION 2. Tennessee Code Annotated, Section 68-11-1607(c), is further amended by adding the following language as a new subdivision:

(9)

(A) Within ten (10) days of the filing of an application for a nonresidential substitution-based treatment center for opiate addiction with the agency, the applicant shall send a notice to the county mayor of the county in which the facility is proposed to be located, the member of the house of representatives and the senator of the general assembly representing the district in which the

facility is proposed to be located, and to the mayor of the municipality, if the facility is proposed to be located within the corporate boundaries of a municipality, by certified mail, return receipt requested, informing such officials that an application for a nonresidential methadone treatment facility has been filed with the agency by the applicant.

(B) If an application involves a healthcare facility in which a county or municipality has an ownership interest, the applicant, within ten (10) days of filing the application, shall notify the chief executive officer of the county or municipality holding such ownership interest of the filing, by certified mail, return receipt requested.

(C) An application subject to the notification requirement of this subdivision (c)(9) shall not be deemed complete if the applicant has not provided proof of compliance with this subdivision (c)(9) to the agency.

SECTION 3. Tennessee Code Annotated, Section 68-11-1624, is amended by deleting the language “nonresidential substitution-based treatment center for opiate addiction” and substituting instead the language “certificate of need application”.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.